



ATTORNEY'S DOCKET NUMBER: 2002941-0100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: Bachovchin et al.
10/775,598
Filed: February 10, 2004
For: INHIBITORS OF DIPEPTIDYL-AMINOPEPTIDASE TYPE IV

Examiner: Lukton, D.
Art Unit: 1654

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 24, 2006
Date of Deposit

Kelley A. O'Neil
Name: Kelley A. O'Neil

TRANSMITTAL FOR RESPONSE UNDER 37 CFR § 1.111

In response to the Office Action mailed by the U.S. Patent and Trademark Office on October 24, 2005, enclosed herewith are the following:

1. Response Under 37 CFR § 1.111 (12 pages);
2. Terminal Disclaimer (1 page);
3. Petition for Three Month Extension of Time Under 37 CFR § 1.136(a) (1 page);
4. Credit Card Payment Form authorizing \$510.00 representing the fee for a three month extension of time, and \$65.00 representing the fee for a Terminal Disclaimer (1 page); and
5. Return Postcard.

Additionally, please charge any further fees associated with this filing or apply any credits to our Deposit Account No. 03-1721.

Respectfully submitted,

Date: April 24, 2006

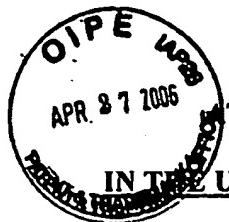
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02 FC:2202 150.00 DA



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bachovchin *et al.* Examiner: Lukton, D.
Serial No.: 10/775,598 Art Unit: 1654
Filed: February 10, 2004
For: INHIBITORS OF DIPEPTIDYL-AMINOPEPTIDASE TYPE IV

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE UNDER 37 CFR § 1.111

This Amendment is submitted in response to the Office Action mailed October 24, 2005, in connection with the above-referenced Application. The deadline for responding to the Office Action was January 24, 2006; however, three-month extension of time from January 24, 2006, up to and including April 24, 2006, is hereby requested, and a Credit Card Payment Form authorizing a charge for the applicable fee under 37 C.F.R. § 1.17(a)(3) is enclosed. Applicant thus submits that the present Response is timely filed on Monday, April 24, 2006. Responsive to the Office Action, Applicant respectfully requests entrance of the following Amendment and consideration of the following Remarks.

Please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this Response.

Remarks begin on page 10 of this Response.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

10/775589

775 598

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =	*
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =	*
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

SMALL ENTITY

OR

**OTHER THAN
SMALL ENTITY**

RATE	FEES
X \$ _____	\$ _____
X \$ _____	\$ _____
X \$ _____	\$ _____
+ \$ _____	\$ _____
TOTAL	

RATE	FEES
X \$ _____	\$ _____
X \$ _____	\$ _____
X \$ _____	\$ _____
+ \$ _____	\$ _____
TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED - PART II

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
				Total (37 CFR 1.16(e))	Minus	" 20 = 6
Independent (37 CFR 1.16(b))	6	Minus	4 = 2			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						

SMALL ENTITY

OR

**OTHER THAN
SMALL ENTITY**

RATE	ADDI- TIONAL FEE
X \$ 25 =	\$ 150.00
X \$ 100 =	\$ 200.00
+ \$ _____	
TOTAL ADD'L FEE	\$ 350.00

RATE	ADDI- TIONAL FEE
X \$ _____	
X \$ _____	
X \$ _____	
+ \$ _____	
TOTAL ADD'L FEE	

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
				Total (37 CFR 1.16(e))	Minus	" =
Independent (37 CFR 1.16(b))	6	Minus	3 =			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						

RATE	ADDI- TIONAL FEE
X \$ _____	
X \$ _____	
X \$ _____	
+ \$ _____	
TOTAL ADD'L FEE	

RATE	ADDI- TIONAL FEE
X \$ _____	
X \$ _____	
X \$ _____	
+ \$ _____	
TOTAL ADD'L FEE	

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
				Total (37 CFR 1.16(e))	Minus	" =
Independent (37 CFR 1.16(b))	6	Minus	3 =			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						

RATE	ADDI- TIONAL FEE
X \$ _____	
X \$ _____	
X \$ _____	
+ \$ _____	
TOTAL ADD'L FEE	

RATE	ADDI- TIONAL FEE
X \$ _____	
X \$ _____	
X \$ _____	
+ \$ _____	
TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.